

**IOWA WORKFORCE DEVELOPMENT
UNEMPLOYMENT INSURANCE APPEALS**

68-0157 (9-06) - 3091078 - EI

JAMIE L BARNETT
Claimant

APPEAL NO. 14A-UI-00282-JTT

**ADMINISTRATIVE LAW JUDGE
DECISION**

BREMER COUNTY AUDITOR
Employer

OC: 12/01/13
Claimant: Appellant (6)

871 IAC 26.8(1) - Withdrawal of Appeal

STATEMENT OF THE CASE:

Jamie Barnett filed an appeal from the January 3, 2014, reference 01, decision that disqualified her for unemployment insurance benefits based on an agency conclusion that she had been discharged for misconduct in connection with the employment. A hearing was scheduled for February 26, 2014. Prior to the hearing being held, the Ms. Barnett requested the appeal be withdrawn.

FINDINGS OF FACT:

Claimant Jamie Barnett is the appellant in this matter. An appeal hearing was scheduled for February 26, 2014. Prior to the hearing, Ms. Barnett, through counsel, submitted a written request to withdraw her appeal. Ms. Barnett's attorney, Erin Lyons, confirmed Ms. Barnett's request to withdraw the appeal as part of a recorded telephone call with the administrative law judge at the time set for the hearing. The request to withdraw the appeal was made before a decision was entered in connection with the appeal.

REASONING AND CONCLUSIONS OF LAW:

871 IAC 26.8(1) provides:

- (1) An appeal may be withdrawn at any time prior to the issuance of a decision upon the request of the appellant and with the approval of the presiding officer to whom the case is assigned. Requests for withdrawal may be made in writing or orally, provided the oral request is tape-recorded by the presiding officer.

The administrative law judge has reviewed the records and files herein and concludes that the appealing party's request to withdraw the appeal should be approved.

DECISION:

The claimant's request to withdraw the appeal is approved. The Claims Deputy's January 3, 2014, reference 01, decision that disqualified the claimant for unemployment insurance benefits and that relieved the employer of liability for benefits shall remain in effect.

James E. Timberland
Administrative Law Judge

Decision Dated and Mailed

jet/pjs